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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated FISH & RICHARDSON P.C., P.A. 60 SOUTH SIXTH STREET **SUITE 3300** MINNEAPOLIS, MN 55402 01/26/2005 RFEKADU2 00000099 10066432 below. Jill Huso (Depositor's name) 01 FC:2501 02 FC:1504 700.00 OP usi) (Signature) 300.00 OP 03 FC:8001 30.00 OP (Date) FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. APPLICATION NO. FILING DATE 07039-246001 Thomas F. Smith 5103 10/066.432 01/31/2002 TITLE OF INVENTION: DETECTION OF HERPES SIMPLEX VIRUS SMALL ENTITY ISSUE FEE PUBLICATION FEE TOTAL FEE(S) DUE DATE DUE APPLN, TYPE \$700 \$300 \$1000 01/20/2005 nonprovisional YES ART UNIT CLASS-SUBCLASS **EXAMINER** HORLICK, KENNETH R. 1637 435-005000 1. Change of correspondence address or indication of "Fee Address" (37 2. For printing on the patent front page, list (1) the 1. Fish & Richardson P.C., P.A. CFR 1.363). names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single Change of correspondence address (or Change of Correspondence firm (having as a member a registered attorney or 2. Address form PTO/SB/122) attached. agent) and the names of up to 2 registered patent "Fee Address" indication (or "Fee Address" Indication form attorneys or agents. If no name is listed, no name 3. PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer will be printed. Number is required. 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type) PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment. (B) RESIDENCE (CITY and STATE OR COUNTRY) (A) NAME OF ASSIGNEE Mayo Foundation for Medical Education and Research Rochester, MN Please check the appropriate assignee category or categories (will not be printed on the patent): [] individual [X] corporation or other private group entity [] government 4b. Payment of Fee(s): 4a. The following fee(s) are enclosed: X1 Issue Fee [X] A check in the amount of the fee(s) is enclosed. Payment by credit card. Form PTO-2038 is attached. Publication Fee [X] Advance Order - # of Copies [X] The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to 10 Deposit Account Number 06-1050 (enclose an extra copy of this form) Director of Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. (Authorized Signatur (Date) January 20, 2005 44,282 NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office. This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Alexandria, Virginia 22313-1450.

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Attorney's Docket No.: 07039-246001



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas F. Smith et al.

Art Unit

1637

Serial No.: 10/066,432

Examiner:

Kenneth R. Horlick

Filed

: January 31, 2002

Confirmation No.:

5103

Title

Notice of Allowance Date: October 20, 2004 : DETECTION OF HERPES SIMPLEX VIRUS

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

The following documents relating to this application are enclosed.

- Response to Notice of Allowance (1 page); 1.
- 2. Issue Fee Transmittal Form PTOL-85B (1 page);
- 3. Check in the amount of \$1030 (\$700 for the Issue Fee, \$300 for the Publication Fee, and \$30 for the patent copies); and
- 4. Postcard.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

M. Angela Parsons, Ph.D.

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RESPONSE TO NOTICE OF ALLOWANCE

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Respectfully submitted,

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